| 1 2 | Thomas W. Stilley, OSB No. 883167 Jesse C. Stewart, OSB No. 200478 SUSSMAN SHANK LLP | | | | | |
|--|---|--|--|--|--|--|
| 3 | 1000 SW Broadway, Suite 1400 Portland, OR 97205 Telephone: (503) 227-1111 | | | | | |
| 4 5 | Facsimile: (503) 248-0130 Email: tstilley@sussmanshank.com | | | | | |
| 6 7 | Robert A. Faucher (Admitted <i>Pro Hac Vice</i>) HOLLAND & HART LLP 800 W. Main St., Suite 1750 P.O. Box 2527 | | | | | |
| 8 9 | Boise, Idaho 83701-2527 Telephone: (208) 342-5000 Facsimile: (208) 343-8869 E-mail: rfaucher@hollandhart.com | | | | | |
| 10 | Attorneys for Zions Bancorporation, | N.A. | | | | |
| 11 12 | IN THE UNITED STA | ATES BANKRUPTCY COURT | | | | |
| 13 | DISTRICT OF OREGON | | | | | |
| | In re |) Case No. 20-31020-dwh12 | | | | |
| 1415 | Mark F. Haueter and Cori L. Haueter, Debtors. |) ZIONS BANCORPORATION'S STATUS) REPORT REGARDING JULY 14, 2020 | | | | |
| 161718 | | HEARING))) | | | | |
| 19 | | on, N.A. ("Zions"), by and through its attorneys of | | | | |
| 20 | record, and represents as follows: | | | | | |
| 21 | <u>In</u> | troduction | | | | |
| 22 | 1. Debtors Mark F. Haueter an | nd Cori L. Haueter (collectively, "Debtors") filed a | | | | |
| 23 | voluntary petition for relief under Chapter 12 on March 17, 2020 (Dkt. 1). | | | | | |
| 24 | 2. Zions, Debtors' principal secured creditor, moved to dismiss Debtors' Chapter 12 | | | | | |
| 25 | case on June 23, 2020 (Dkt. 71). The Court held a preliminary telephonic hearing on Zions' | | | | | |
| 26 | motion to dismiss on July 9, 2020. | | | | | |

Page 1 of 4 - ZIONS BANCORPORATION'S STATUS REPORT REGARDING JULY 14, $2020\,\mathrm{HEARING}$

| 1 | 3. | On July 10, 2020, Debtors moved to convert their Chapter 12 case to a Chapter 7 | |
|----|--|--|--|
| 2 | case (Dkt. 77). | | |
| 3 | 4. | On July 13, 2020 (today), Debtors moved to partially withdraw their motion to | |
| 4 | convert to Chapter 7 as to Mrs. Haueter (Dkt. 79). Debtors stated that Mrs. Haueter "may elec | | |
| 5 | to allow her case be dismissed, she may decide to convert to Chapter 7, or she may elect to move | | |
| 6 | to convert her case to a different chapter of the Bankruptcy Code." | | |
| 7 | 5. | Debtors also moved to bifurcate this bankruptcy case to enable the two Debtors to | |
| 8 | proceed in distinct cases (Dkt. 80). | | |
| 9 | 6. | A telephonic evidentiary hearing on Zions' motion to dismiss and Debtors' | |
| 10 | motion to extend time to file a Chapter 12 plan (Dkt. 70) is currently scheduled for July 14, 2020 | | |
| 11 | at 2:00 p.m. | | |
| 12 | 7. | Zions submits the following status report in light of Debtors' recent filings and | |
| 13 | tomorrow's scheduled hearing. | | |
| 14 | | Status Report | |
| 15 | 8. | Since Mr. Haueter moved to convert this Chapter 12 case to a Chapter 7 case, it is | |
| 16 | no longer no | ecessary for Zions to prosecute its motion to dismiss. Zions is satisfied with | |
| 17 | Mr. Haueter' | s case being converted. | |
| 18 | 9. | Presently, Zions has no interest in seeing Mrs. Haueter's case dismissed or | |
| 19 | converted. | | |
| 20 | 10. | Therefore, Zions is not planning to present witnesses or evidence at tomorrow's | |
| 21 | hearing and is not planning to file a witness list or exhibit list today. | | |
| 22 | 11. | Zions respectfully submits that tomorrow's hearing should be treated as a status | |
| 23 | conference ra | ather than an evidentiary hearing. | |
| 24 | // | | |
| 25 | // | | |
| 26 | // | | |

| 1 | 12. Zions believes that Mr. Haueter has the statutory right to convert his Chapter 12 |
|--------|---|
| 2 | case to a Chapter 7 case. Accordingly, Zions believes that this Court is free to enter an order |
| 3 | converting Mr. Haueter's bankruptcy case without further notice or hearing. |
| 4 | DATED: July 13, 2020. |
| 5 | SUSSMAN SHANK LLP |
| 6 | /s/ Thomas W. Stilley |
| 7 8 | By: Thomas W. Stilley OSB No. 883167 Jesse C. Stewart, OSB No. 200478 |
| 9 | - and - |
| 10 | Robert A. Faucher (Admitted <i>Pro Hac Vice</i>) HOLLAND & HART LLP |
| 11 | Attorneys for Zions Bancorporation, N.A. |
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Page 3 of 4 - Zions bancorporation's status report regarding july 14, 2020 Hearing

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| 1 | CERTIFICATE OF SERVICE | | | | |
|----|---|--|--|--|--|
| 2 | I, Janine E. Hume declare as follows: | | | | |
| 3 | I am employed in the County of Multnomah, state of Oregon; I am over the age of eighteen | | | | |
| 4 | years and am not a party to this action; my business address is 1000 S.W. Broadway, Suite 1400, | | | | |
| 5 | Portland, Oregon 97205-3089, in said county and state. | | | | |
| 6 | I certify that on July 13, 2020, I served, via first class mail, a full and correct copy of | | | | |
| 7 | ZIONS BANCORPORATION'S STATUS REPORT REGARDING JULY 14, 2020 | | | | |
| 8 | HEARING , on the parties of record, addressed as follows: | | | | |
| 9 | Virginia Burdette, Chapter 12 Trustee | | | | |
| 10 | 5506 Sixth Ave. S., #207 Seattle, WA 98108 | | | | |
| 11 | AB Livestock, LLC | | | | |
| 12 | P.O. Box 6640 Boise, ID 83707 | | | | |
| 13 | Agri Beef Co. P.O. Box 6640 | | | | |
| 14 | Boise, ID 83707 | | | | |
| 15 | Diversified Financial Services, LLC | | | | |
| 16 | 14010 FNB Parkway, Suite 400 Omaha, NE 68154 | | | | |
| 17 | Kubota Credit Corporation, U.S.A. | | | | |
| 18 | 1025 North Brook Pkwy Suwanee, GA 30024 | | | | |
| 19 | Producers Livestock Marketing Assoc. 230 W. Center Street | | | | |
| 20 | P.O. Box 540477 North Salt Lake, UT 84054-0477 | | | | |
| 21 | Motschenbacher & Blattner, LLP | | | | |
| 22 | 117 SW Taylor Street, Suite 300 Portland, OR 97204 | | | | |
| 23 | Silvercreek Realty Group | | | | |
| 24 | 1099 S Wells St Meridian, ID 83642 | | | | |
| 25 | Mondan, 1D 03042 | | | | |

CERTIFICATE OF SERVICE - Page 1

26

| 1 | I also certify that on July 13, 2020, I served the above-referenced document(s) on all ECF | | |
|----|--|---------------------------------|--|
| 2 | participants as indicated on the Court's Cm/ECF system. | | |
| 3 | I swear under penalty of perjury that the foregoing is true and correct to the best of my | | |
| 4 | knowledge, information, and belief. | | |
| 5 | Dated: July 13, 2020. | | |
| 6 | | | |
| 7 | | /s/ Janine E. Hume | |
| 8 | | Janine E. Hume, Legal Assistant | |
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| 10 | *25734-001\CERTMASTER (JANINE) (03424091);1 | | |
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CERTIFICATE OF SERVICE - Page 2